

Effective 5/10/2016

53A-15-1807 Waiver from board rule -- Board recommended statutory changes.

- (1) An LEA may apply to the board in a grant application submitted under this part for a waiver of a board rule that inhibits or hinders the LEA from accomplishing its goals set out in its grant application.
- (2) The board may grant the waiver, unless:
 - (a) the waiver would cause the LEA to be in violation of state or federal law; or
 - (b) the waiver would threaten the health, safety, or welfare of students in the LEA.
- (3) If the board denies the waiver, the board shall provide in writing the reason for the denial to the waiver applicant.
- (4)
 - (a) The board shall request from each LEA that receives a grant under this part for each year the LEA receives funds:
 - (i) information on a state statute that hinders an LEA from fully implementing the LEA's program; and
 - (ii) suggested changes to the statute.
 - (b) The board shall, in a written report, provide any information received from an LEA under Subsection (4)(a) and the board's recommendations to the Legislature no later than November 30 of each year.

Enacted by Chapter 347, 2016 General Session